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13 **UNITED STATES FEDERAL COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**

15 Saenz, et. al.,

Case No.: 5:10-cv-05150-HRL

16 Plaintiff,

**STIPULATION TO CONTINUE THE
INITIAL CASE MANAGEMENT
CONFERENCE FOR 30 DAYS; and**

17 vs.

[PROPOSED] ORDER

18 Sitannand, et. al.,

Current CMC Date and Time

19 Defendants

Date: 4/5/2011

Time: 1:30 PM

Judge: Hon. Howard R. Lloyd

20 Parties, through counsel, submit the following stipulation to continue the initial case

21 management conference for three (3) weeks:

- 22
- 23 1. This is a wage and hour action in which Plaintiffs seeks recovery of unpaid
24 overtime, damages under the Fair Labor Standards Act, meal period premiums
25 and related penalties and fees.

2. This matter is currently set for an Initial Case Management Conference before this
Court on 4/5/2011 at 1:30 PM in front of the Hon. Howard R. Lloyd.
3. At this time, all Defendants have been served and are prepared to participate in
this defense of this action.
4. All named Defendants are currently represented by the above-named counsel.
5. Counsel for Defendants and counsel for Plaintiffs have duly conferred in
preparation for the upcoming case management conference.
6. It is the opinion of defense counsel that the Defendants would be best served by
attempting to resolve this matter as promptly as possible.
7. Further, parties are in agreement that the cost and expense of unnecessary
litigation should be avoided if at all possible.
8. Defendants have represented that, prior to making their answer, the case may be
resolved by amicable settlement.
9. Defendants, therefore have expressed desire to continue the case management
conference in order to accommodate some negotiation before filing a answer.
10. Though it is early in the litigation, Plaintiffs are willing to allow for this to occur.
11. As such, the parties hereby stipulate to continue the initial CMC for 3 weeks, until
Tuesday, 4/26/2010 at 1:30 PM.
12. If the parties are unable to resolve their dispute, Defendants shall file answer prior
to this date and time.

Dated: March 29, 2011

By: /s/Adam Wang

Adam Wang
Law Office of Adam Wang
Attorneys for Plaintiff

Mahesh Kumar Bajoria

Dated: March 29, 2011

By: /s/Mahesh Kumar Bajoria
Mahesh Kumar Bajoria
Attorney for Defendants

PROPOSED ORDER

GOOD CAUSE APPEARING, this court hereby orders that the Case Management Conference currently set for 4/5/2011 be continued until 4/26/11 at 1:30 PM.
The parties' joint case management statement shall be filed by April 19, 2011.
Each party shall file a consent or declination to proceed before a United States Magistrate Judge by April 19, 2011.

Dated: March 30, 2011

By:

Hon. Howard R. Lloyd
CA Northern District Magistrate Judge